

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MANUEL GONZALEZ-LEYTON,)	Civil No. 08cv927-L(CAB)
)	
Petitioner,)	ORDER GRANTING
)	RESPONDENTS' EX PARTE
v.)	MOTION TO HOLD
)	PROCEEDINGS IN ABEYANCE
MICHAEL CHERTOFF, SECRETARY)	PENDING EXTRAJUDICIAL
OF THE DEPARTMENT OF)	RESOLUTION EFFORTS
HOMELAND SECURITY, <i>et al.</i> ,)	
)	
Respondents.)	
_____)	

On August 8, 2008, Respondent in this habeas corpus proceeding pursuant to 28 U.S.C. § 2241 filed an Ex Parte Motion to Hold Proceedings in Abeyance Pending Extrajudicial Resolution Efforts ("Application"). Petitioner has not filed an opposition.


Respondent requests to hold these proceedings in abeyance until September 8, 2008 in order to comply with *Prieto-Romero v. Mukasey*, __ F.3d __, 2008 WL 2853396 (9th Cir. Jul. 25, 2008), and *Casas-Castrillon v. DHS*, __ F.3d __, 2008 WL 2902026 (9th Cir. Jul. 25, 2008), which strongly suggest that Petitioner should receive a bond hearing before an immigration judge. Respondent believes that Petitioner's claims may be resolved before September 8, 2008 without court intervention.

For good cause having been shown, Respondent's Application is **GRANTED**. The instant proceeding shall be held in abeyance until **September 8, 2008. IT IS FURTHER**

1 **ORDERED** that no later than **September 2, 2008**, the parties shall jointly file a status report to
2 inform the court of the progress of their extrajudicial efforts.

3 **IT IS SO ORDERED.**

4
5 DATED: August 14, 2008

6 
7 M. James Lorenz
United States District Court Judge

8 COPY TO:

9 HON. CATHY ANN BENCIVENGO
UNITED STATES MAGISTRATE JUDGE

10 ALL PARTIES/COUNSEL

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